

HOUSE OF REPRESENTATIVES—Monday, June 12, 1989

The House met at 12 noon and was called to order by the Speaker pro tempore [Mr. COELHO].

DESIGNATION OF SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
June 9, 1989.

I hereby designate the Honorable TONY COELHO to act as Speaker pro tempore on Monday, June 12, 1989.

THOMAS S. FOLEY,
Speaker of the House of Representatives.

PRAYER

The Rev. Harvey Schaffer, chaplain, U.S. Army, Anaheim, CA, offered the following prayer:

Heavenly Father, we seek inspiration for our lives and our Nation. Give us greater love for our fellow men that we may have something to deposit on which the young men and women of today can draw interest tomorrow. The Members of this Congress know that a different world can not be made by indifferent or cowardly people; so provide us with energy to challenge, question, initiate, always investing our concern for the people we lead and represent, and pledging ourselves to try to bridge the gap between the "ought" and the "is." Help us to live in the knowledge that You have matched us to this finest hour in history, and that the place and time of our service to You and our country is not random but by Your wisdom and direction. Lord bless the Members of Congress and the members of the Armed Forces. In Jesus' name, Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The gentleman from California [Mr. SHUMWAY] will lead us in the Pledge of Allegiance.

Mr. SHUMWAY led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under

God, indivisible, with liberty and justice for all.

MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2072. An act making dire emergency supplemental appropriations and transfers, urgent supplementals, and correcting enrollment errors for the fiscal year ending September 30, 1989, and for other purposes.

The message also announced that the Senate agrees to the amendments of the House to the concurrent resolution (S. Con. Res. 26) "concurrent resolution urging first asylum countries of the Association of Southeast Asian Nations [ASEAN] to reinstate the practice of providing refuge to all asylum-seekers from Vietnam, and for other purposes."

The message also announced that the Senate insists upon its amendments to the bill (H.R. 2072) "an act making dire emergency supplemental appropriations and transfers, urgent supplementals, and correcting enrollment errors for the fiscal year ending September 30, 1989, and for other purposes," and requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. BYRD, Mr. INOUE, Mr. HOLLINGS, Mr. JOHNSTON, Mr. BURDICK, Mr. LEAHY, Mr. SASSER, Mr. DECONCINI, Mr. BUMPERS, Mr. LAUTENBERG, Mr. HARKIN, Ms. MIKULSKI, Mr. REID, Mr. ADAMS, Mr. FOWLER, Mr. KERREY, Mr. HATFIELD, Mr. STEVENS, Mr. McCURE, Mr. GARN, Mr. COCHRAN, Mr. KASTEN, Mr. D'AMATO, Mr. RUDMAN, Mr. SPECTER, Mr. DOMENICI, Mr. GRASSLEY, Mr. NICKLES, and Mr. GRAMM, to be the conferees on the part of the Senate.

The message also announced that the Senate had passed bills and a concurrent resolution of the following titles, in which the concurrence of the House is requested:

S. 750. An act extending time limitations on certain projects;

S. 892. An act to exclude Agent Orange settlement payments from countable income and resources under Federal means-tested programs; and

S. Con. Res. 16. Concurrent resolution calling on the Government of the Socialist Republic of Vietnam to expedite the release and emigration of "reeducation" camp detainees.

REV. HARVEY SCHAFFER

(Mr. DANNEMEYER asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. DANNEMEYER. Mr. Speaker, our guest chaplain this morning, the Rev. Harvey Schaffer, was born in Nebraska. His mother and dad emigrated to this country from the Soviet Union, and he is a first-generation American.

He entered the military services as an enlisted man in the Korean war, serving for 4 years. He entered the Concordia Seminary in Springfield, IL, and graduated in 1961. He then entered active duty with the U.S. Army in 1966 and has been on active duty since then, and now serves as a full colonel.

He is one of a dozen or so chaplains on duty with the U.S. Army who has earned the Silver Star during his service on behalf of his country, his having been earned in Vietnam.

Reverend Schaffer has served this Nation in foreign military posts in Giessen, Germany; Heidelberg, Germany, and one tour in Vietnam. In his previous duty station he served as Deputy Chaplain to all of the chaplains in Europe in Heidelberg, Germany, and he now is on his way to a new duty station at Fort Lewis, WA, where he will serve as chief of Pastoral Ministry at Madigan Army Medical Center.

He and his wife have one daughter, Joanne, and he is very pleased to have been given the honor of serving as our guest chaplain today.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. The Chair desires to announce that pursuant to clause 4 of rule 1, the Speaker signed the following enrolled bill and joint resolution on Thursday, June 8, 1989:

H.R. 964. An act to correct an error in Private Law 100-29 (relating to certain lands in Lamar County, AL) and to make technical corrections in certain other provisions of law; and

S.J. Res. 113. Joint resolution prohibiting the export of technology, Defense articles, and Defense services to codevelop or coproduce the FSX aircraft with Japan.

PRESIDENT BUSH'S CLEAN AIR AND ACID RAIN PROPOSAL

(Mr. RICHARDSON asked and was given permission to address the House

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

for 1 minute and to revise and extend his remarks.)

Mr. RICHARDSON. Mr. Speaker, President Bush's clean air, acid rain proposal is a welcome first step, but it is not enough. It is progress because for years the Reagan administration told us that clean air and acid rain was not a problem, that all we needed was more research.

President Bush's proposal hopefully will now spur us to action here in the Congress, and end the gridlock between industry and environmentalists. Mr. Speaker, President Bush's proposal is positive on the acid rain side, but in the area of ozone and air toxics, I think it leaves a little to be desired.

Mr. Speaker, the President has chosen the free-market approach. This raises concern because it provides no guarantees that there will be actual reductions of hydrocarbons. It places an enormous amount of faith in the industry to deal with some of the problems that the industry itself has created.

This is not a good approach. There should be deadlines. There should be strict guidelines. There should be leadership from the Government, not simply allowing the industry to decide what is best.

Finally, the President's proposal gives the EPA unwarranted discretion in decisionmaking authority when EPA has yet to make a decision on whether car canisters or gas station nozzles should be required to trap HC emissions. We asked EPA to do this 12 years ago. Nonetheless, Mr. Speaker, the President's announcement on his policy is a step in the right direction. It is a welcome change from the past, but it needs a lot of work. It is too weak, and it is going to be up to this body to deal with it in the days and months ahead.

PERMISSION FOR COMMITTEE ON INTERIOR AND INSULAR AFFAIRS TO FILE REPORT ON H.R. 987, TONGASS NATIONAL FOREST WILDERNESS BILL

Mr. RICHARDSON. Mr. Speaker, I ask unanimous consent that the Committee on Interior and Insular Affairs may have until 5 p.m. today, Monday, June 12, 1989, to file a report on the bill (H.R. 987), amending the Alaska National Interest Lands Conservation Act, to designate certain lands in the Tongass National Forest as wilderness, and for other purposes.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New Mexico?

There was no objection.

□ 1210

IN RECOGNITION OF DISTINGUISHED ELEMENTARY SCHOOLS IN THE 39TH DISTRICT, CALIFORNIA

(Without objection, Mr. DANNEMEYER asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

There was no objection.

Mr. DANNEMEYER. Mr. Speaker, I rise today to recognize 10 very special elementary schools in my district. They are Barton, Madison, Stoddard, William E. Fanning, Dr. Jonas Salk, Esplanade, Prospect, Villa Park, Van Buren, and Cerritos. Each was recently recognized by the California State Department of Education as 1 of the 233 recipients of the 1988-89 California Distinguished Elementary School Award. With 4,575 elementary schools in California, this distinction is truly an honor. Each recognized school will be presented with commemorative plaques and flags as symbols of the school's high achievement.

Distinguished elementary schools are selected for being the best in their grade span and socioeconomic group, based on either attaining the highest level or showing greatest improvement on a variety of quality indicators such as test scores in reading and mathematics. Participation in advanced academic classes and improvements in pupil attendance and in the length of the school day are also factors.

The Distinguished Schools Awards Program is part of a more comprehensive California School Recognition Program which was launched in 1986. Middle grade schools and high schools are not included this year since they compete in alternating years.

Congratulations to these elementary schools. I also applaud the California Department of Education for establishing the California School Recognition Program. The benefits of the program are evident as it enables schools to continually strive to better their learning environments.

SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Mr. MONTGOMERY) to revise and extend their remarks and include extraneous material:)

Mr. OWENS of New York, for 5 minutes, today.

Mr. ANNUNZIO, for 5 minutes, today.

Mr. OWENS of New York, for 5 minutes, on June 13 and 15.

Ms. PELOSI, for 60 minutes, on June 14.

Mr. LIPINSKI, for 60 minutes, on June 14.

EXTENSION OF REMARKS

By unanimous consent, permission to revise and extend remarks was granted to:

(The following Member (at the request of Mr. SHUMWAY) and to include extraneous matter:)

Mr. FIELDS.

(The following Members (at the request of Mr. MONTGOMERY) and to include extraneous matter:)

Mr. ANDERSON in 10 instances.

Mr. GONZALEZ in 10 instances.

Mr. BROWN of California in 10 instances.

Mr. ANNUNZIO in six instances.

Mr. LAUGHLIN.

Mr. PENNY.

Mr. DYMALLY.

Mr. LANTOS.

SENATE BILL AND CONCURRENT RESOLUTION REFERRED

A bill and concurrent resolution of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 750. An act extending time limitations on certain projects; to the Committee on Energy and Commerce, and

S. Con. Res. 16. Concurrent resolution calling on the Government of the Socialist Republic of Vietnam to expedite the release and emigration of "reeducation" camp detainees; to the Committee on Foreign Affairs.

ENROLLED BILL SIGNED

Mr. ANNUNZIO, from the Committee on House Administration, reported that that committee had examined and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 964. An act to correct an error in Private Law 100-29 (relating to certain lands in Lamar County, AL) and to make technical corrections in certain other provisions of law.

SENATE ENROLLED JOINT RESOLUTION SIGNED

The SPEAKER announced his signature to an enrolled joint resolution of the Senate of the following title:

S.J. Res. 113. Joint resolution prohibiting the export of technology, defense articles, and defense services to codevelop or coproduce the FSX aircraft with Japan.

ADJOURNMENT

Mr. MONTGOMERY. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 12 o'clock and 12 minutes p.m.), the House adjourned until tomorrow, Tuesday, June 13, 1989, at noon.

EXECUTIVE COMMUNICATIONS,
ETC.

Under clause 2 of rule XXIV, executive communications were taken from the Speaker's table and referred as follows:

1344. A letter from the Director, Defense Security Assistance Agency, transmitting notification of the Department of the Air Force's proposed letter(s) of offer and acceptance [LOA] to Saudi Arabia for defense articles estimated to cost \$50 million or more, pursuant to 10 U.S.C. 188; to the Committee on Armed Services.

1345. A letter from the Director, Defense Security Assistance Agency, transmitting notification of the Department of the Air Force's proposed letter(s) of offer and acceptance [LOA] to Saudi Arabia for defense articles services (Transmittal No. 89-27), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

1346. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112(b); to the Committee on Foreign Affairs.

REPORTS OF COMMITTEES ON
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Pursuant to the order of the House the following reports were filed on June 9, 1989]

Mr. DE LA GARZA: Committee on Agriculture. H.R. 2042. A bill to amend title V of the Agricultural Act of 1949 to allow producers to provide the appropriate county committees with actual yields for the 1989 and subsequent crop years; with amendments (Rep. 101-80). Referred to the Committee of the Whole House on the State of the Union.

Mr. DE LA GARZA: Committee on Agriculture. H.R. 2469. A bill to limit a previous owner's right of first refusal in the case of fraud or resale for sales of farm property by the Farmers Home Administration and the Farm Credit System; with an amendment (Rep. 101-81). Referred to the Committee of the Whole House on the State of the Union.

REPORTED BILLS
SEQUENTIALLY REFERRED

Under clause 5 of rule X, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

[Omitted from the record of June 8, 1989]

Mr. UDALL: Committee on Interior and Insular Affairs. H.R. 1472. A bill to establish the Grand Island National Recreation Area in the State of Michigan, and for other purposes; with an amendment; referred to the

Committee on Agriculture for a period ending not later than July 21, 1989, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(a), rule X. (Rept. 101-78, Pt. 1). Ordered to be printed.

Mr. UDALL: Committee on Interior and Insular Affairs. H.R. 1485. A bill to provide for the sale of certain Federal lands to Clark County, NV, for national defense and other purposes; with an amendment; referred to the Committee on Merchant Marine and Fisheries for a period ending not later than June 14, 1989, for consideration of such provisions of sections 102(a)(7), 102(b)(5), and 106 of the amendment recommended by the Committee on Interior and Insular Affairs as fall within the jurisdiction of the Committee on Merchant Marine and Fisheries pursuant to clause 1(n), rule X. (Rept. 101-79, Pt. 1). Ordered to be printed.

PUBLIC BILLS AND
RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

[Submitted June 12, 1989]

By Mr. CAMPBELL of California:

H.R. 2598. A bill to amend title VII of the Civil Rights Act of 1964 with respect to establishing and rebutting a prima facie violation of such title; to the Committee on Education and Labor.

By Mr. MATSUI (for himself and Mr. FAZIO):

H.R. 2599. A bill to provide for the continued operation of the medical facilities at Mather Air Force Base, CA; to the Committee on Armed Services.

By Mr. FIELDS (for himself, Mr. DYSON, Mr. DAVIS, and Mrs. BENTLEY):

H. Con. Res. 148. Concurrent resolution to express the sense of the Congress that a democratically elected government be in place in Panama before the Senate gives its advice and consent for the nominee for the position of Administrator of the Panama Canal Commission; jointly, to the Committees on Foreign Affairs and Merchant Marine and Fisheries.

By Mr. MOODY (for himself, Mr. CHANDLER, Mr. BENNETT, Mr. MOAKLEY, Mrs. MORELLA, Mr. FUSTER, Mr. PALLONE, Mr. CLARKE, Mr. HEFNER, Mr. SKAGGS, Mr. NEAL of Massachusetts, Mr. GARCIA, Mr. PASHAYAN, Mr. BEILSON, Mr. COSTELLO, Mr. HAYES of Illinois, Mrs. BYRON, Mr. FASCELL, Mr. POSHARD, Mr. MADIGAN, and Mr. SKELTON):

H. Con. Res. 149. Concurrent resolution expressing the sense of the Congress that a postage stamp should be issued in honor of Claude Denson Pepper; to the Committee on Post Office and Civil Service.

MEMORIALS

Under clause 4 of rule XXII,

146. The SPEAKER presented a memorial of the Legislature of the State of Hawaii, relative to Social Security; to the Committee on Ways and Means.

ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 82: Mr. EDWARDS of Oklahoma, Mr. FOLEY, Mr. HOCHBRUECKNER, Mr. ANDREWS, Mrs. BOGGS, Mr. ROWLAND of Connecticut, Mr. HOPKINS, Mr. MURPHY, and Mr. LEATH of Texas.

H.R. 118: Mr. BORSKI.

H.R. 283: Mr. ROBERT F. SMITH.

H.R. 537: Mr. ENGEL, Mr. KASICH, Mr. RHODES, Ms. PELOSI, Mr. HYDE, Mr. DURBIN, Mr. HUTTO, and Mr. MORRISON of Connecticut.

H.R. 671: Mr. MOORHEAD.

H.R. 900: Mr. MFUME.

H.R. 937: Ms. LONG, Mr. FROST, Mr. ROE, Mr. HAWKINS, Mr. ENGEL, and Mr. EVANS.

H.R. 1025: Mr. ROBINSON.

H.R. 1030: Mr. ROBINSON.

H.R. 1060: Mr. ESPY.

H.R. 1131: Mr. SANGMEISTER.

H.R. 1358: Mr. RAVENEL.

H.R. 1526: Mr. YATRON.

H.R. 1545: Mr. GEJDENSON.

H.R. 1573: Mr. EDWARDS of California, Mr. BATES, and Mr. TALLON.

H.R. 1586: Mr. WEBER and Mr. KOST-MAYER.

H.R. 1587: Mr. WEBER.

H.R. 1628: Mr. STAGGERS.

H.R. 1762: Mr. KASTENMEIER, Mr. DYMALLY, Mr. ROBINSON, Mr. MILLER of Washington, Mr. FOGLIETTA, Mr. TOWNS, Mrs. BOXER, Mr. ACKERMAN, Mr. EVANS, Mr. HERTEL, Mr. HAWKINS, Mr. STUDDS, Mrs. UNSOELD, Mr. GUARINI, Mr. BILBRAY, Mr. FAZIO, Mr. VENTO, and Mr. DWYER of New Jersey.

H.R. 2102: Mr. DANNEMEYER.

H.R. 2126: Mr. CAMPBELL of Colorado and Mr. EVANS.

H.R. 2131: Mr. PACKARD, Mrs. BENTLEY, and Mr. ATKINS.

H.R. 2174: Mr. LEHMAN of California.

H.R. 2238: Mr. CHAPMAN and Mr. WISE.

H.R. 2265: Mr. PARRIS and Mr. SHUMWAY.

H.R. 2330: Mr. JONTZ, Mr. ESPY, and Mr. PARKER.

H.R. 2493: Mrs. BOXER and Mr. JONTZ.

H.R. 2507: Mr. McGRATH, Mrs. COLLINS, Mr. WALSH, Mrs. KENNELLY, Mr. GEJDENSON, and Mr. CONYERS.

H. Con. Res. 109: Mr. BUECHNER and Mr. GILMAN.

PETITIONS, ETC.

Under clause 1 of rule XXII,

50. The SPEAKER presented a petition of the Polish-American Congress—New Jersey Division, Perth Amboy, NJ, relative to World War II; which was referred to the Committee on Foreign Affairs.